



SO ORDERED.

SIGNED this 29th day of September, 2016

**THIS ORDER HAS BEEN ENTERED ON THE DOCKET.
PLEASE SEE DOCKET FOR ENTRY DATE.**


Suzanne H. Bauknight
UNITED STATES BANKRUPTCY JUDGE

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
NORTHERN DIVISION AT KNOXVILLE**

<p>IN RE:</p> <p>James T. Reynolds, Sr.,</p> <p>Debtor.</p> <hr/>	<p>Chapter 7</p> <p>CASE NO. 3:16-bk-31413 SHB</p> <p>ADVERSARY NO. 3:16-ap-03024-SHB</p> <p>STIPULATED JUDGMENT FOR NONDISCHARGEABILITY OF DEBT OWED TO FEDERAL TRADE COMMISSION, ALL FIFTY STATES AND THE DISTRICT OF COLUMBIA</p>
<p>Federal Trade Commission; and the States of Alabama; Alaska; Arizona; Arkansas; California; Colorado; Connecticut; Delaware; Florida; Georgia; Hawaii; Idaho; Illinois; Indiana; Iowa; Kansas; Kentucky; Louisiana; Maine; Maryland; Massachusetts; Michigan; Minnesota; Mississippi; Missouri; Montana; Nebraska; Nevada; New Hampshire; New Jersey; New Mexico; New York; North Carolina; North Dakota; Ohio; Oklahoma; Oregon; Pennsylvania; Rhode Island; South Carolina; South Dakota; Tennessee; Texas; Utah; Vermont; Virginia; Washington; West Virginia; Wisconsin; and Wyoming; and the District of Columbia,</p> <p>Plaintiffs,</p> <p>v.</p> <p>James Reynolds, Sr.,</p> <p>Debtor/Defendant.</p>	

Plaintiffs the Federal Trade Commission (“FTC”) and the states of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming, and the District of Columbia (collectively “Plaintiffs”), filed a Complaint to Determine Dischargeability of Debt Pursuant to Section 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A) (the “Complaint”) against Debtor James Reynolds, Sr. (“Debtor” or “Reynolds, Sr.”). Debtor waives service of the Summons and Complaint, and agrees to entry of a Stipulated Judgment for Non-dischargeability, as set forth herein.

Findings

1. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. §§ 157 and 1334, and 11 U.S.C. § 523.
2. Venue in the Eastern District of Tennessee is proper under 28 U.S.C. § 1409(a).
3. This Adversary Proceeding is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(I).
4. This Adversary Proceeding relates to *In re James Thomas Reynolds, Sr.*, No. 3:16-bk-31413-SHB (Bankr. E.D. Tenn.) now pending in this Court (“Bankruptcy Case”). Plaintiffs hold general unsecured claims against the Debtor pursuant to a Stipulation Re Order for Permanent Injunction and Monetary Judgment Against Cancer Fund of America, Inc., Cancer Support Services, Inc., and James Reynolds, Sr. (the “Stipulated Judgment”) entered in the

United States District Court for the District of Arizona in a case styled *Federal Trade Commission; all Fifty States and the District of Columbia v. Cancer Fund of America, Inc., et al.*, Case No. 2:15-cv-00884-NVW (the “Enforcement Action”).

5. The Stipulated Judgment includes equitable monetary relief in favor of the Plaintiffs and against the Debtor and certain of his co-defendants, jointly and severally, in the amount of \$75,825,653. Based upon financial statements and supporting documents provided by the Debtor to the Plaintiffs, and subject to the satisfaction of certain preconditions, the District Court conditionally suspended most of the monetary portion of the Stipulated Judgment. However, the District Court may reinstate the suspended monetary judgment in accordance with Sections VII.C.4-5 of the Stipulated Judgment.

6. In Section VIII.C of the Stipulated Judgment, Debtor further agreed that the Stipulated Judgment was not dischargeable if he later filed a petition for relief in bankruptcy.

Order

7. Judgment is hereby entered in favor of the Plaintiffs and against the Debtor/Defendant, James Reynolds, Sr., determining that the Stipulated Judgment entered in the Enforcement Action, in the amount of \$75,825,653 is nondischargeable pursuant to 11 U.S.C. § 523(a)(2)(A). Further, pursuant to Sections VII.C.4 and VII.C.5 of the Stipulated Judgment, the judgment contained therein is conditionally suspended subject to reinstatement by the District Court.

8. All other provisions of the Stipulated Judgment in the Enforcement Action, including the injunctive provisions, remain in full force and effect.

9. Undersigned counsel of record in this action represent that they are fully authorized to execute and enter into this Stipulated Judgment for Nondischargeability on behalf

of the respective parties whom they represent and acknowledge they have authority to bind the parties in the Adversary Proceeding.


SO ORDERED.

SO STIPULATED:


Date: August 11, 2016


James T. Reynolds, Sr.

Date: September 28, 2016


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Date: August 11, 2016


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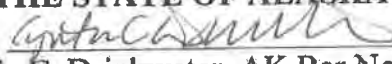
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Signed August 19, 2016

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Signed August 29, 2016

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Signed August 16, 2016

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Signed August 16, 2016

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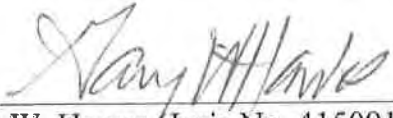
*Application for *pro hac vice* pending

Attorney for Plaintiff Secretary of State Wayne Williams

Signed August 16, 2016

FOR THE STATE OF CONNECTICUT

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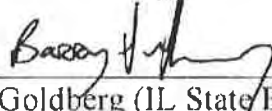
*Application for *pro hac vice* pending

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*Application for *pro hac vice* pending

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Signed August 15th, 2016

FOR THE STATE OF MAINE

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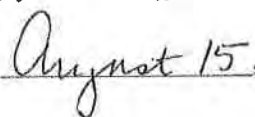
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Signed August 12, 2016

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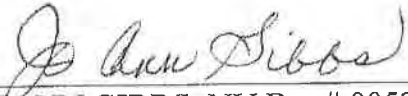
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*Application for pro hac vice pending

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Signed September 7, 2016

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*Application for pro hac vice pending

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Signed Aug. 22, 2016

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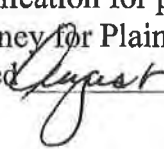
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Attorney for Plaintiff State of Rhode Island

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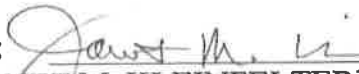
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Signed 8/15/16, 2016

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*Application for pro hac vice pending

Attorney for Plaintiff State of Utah

Signed Aug 30, 2016

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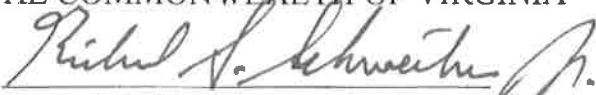
*Application for pro hac vice pending

Attorney for Plaintiff State of Vermont

Signed Aug. 15th, 2016

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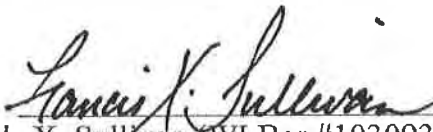
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